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OFFICE OF PETITIONS

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PO BOX 747
FALLS CHURCH VA 22040-0747

In re Application of	:	
Dong-Hoon Lee et al.	:	DECISION ON RENEWED
Application No. 10/826,274	:	PETITION PURSUANT TO
Filed: April 19, 2004	:	37 C.F.R. § 1.182
Attorney Docket No. 0630-1976P	:	
Title: METHOD OF FABRICATING COLOR	:	
FILTER PANEL USING BACK EXPOSURE	:	
AND STRUCTURE OF COLOR FILTER PANEL	:	

This is in response to the renewed petition filed on April 18, 2008, pursuant to 37 C.F.R. § 1.182, requesting the withdrawal of a terminal disclaimer.

This renewed petition is DISMISSED.

On May 9, 2009, Petitioner submitted a terminal disclaimer to overcome a non-statutory double patenting rejection over U.S. Patent Number 7,123,333, in a non-final Office action mailed February 9, 2007.

An original petition pursuant to 37 C.F.R. § 1.182 was filed on February 14, 2008, and was dismissed via the mailing of a decision on March 31, 2008 for failure to contain an explanation of why it would be proper for the Office to withdraw this terminal disclaimer.

With this renewed petition, Petitioner has submitted arguments pertaining to the propriety of the withdrawal this terminal disclaimer.

These arguments have been considered by the Examiner, but have not been deemed to be persuasive. An Office communication from the Examiner has been enclosed with this decision.

Any reply must be submitted within **TWO MONTHS** from the mail date of this decision. Extensions of time under 37 C.F.R. § 1.136(a) are permitted. The reply should include a cover letter entitled "Second Renewed Petition pursuant to 37 C.F.R. § 1.182." This is not a final agency action within the meaning of 5 U.S.C § 704.

The renewed petition should indicate in a prominent manner that the attorney handling this matter is Paul Shanowski, and may be submitted by mail¹, hand-delivery², or facsimile³. Registered users of EFS-Web may alternatively submit a response to this decision via EFS-Web⁴.

If responding by mail, Petitioner is advised not to place the undersigned's name on the envelope. Only the information that appears in the footnote should be included - adding anything else to the address will delay the delivery of the response to the undersigned.

It is noted that the address listed on the petition differs from the address of record. The application file does not indicate a change of correspondence address has been filed in this case, although the address given on the petition differs from the address of record. If Petitioner desires to receive future correspondence regarding this application, the change of correspondence address must be submitted. A courtesy copy of this decision will be mailed to Petitioner. However, all future correspondence will be directed to the address of record until such time as appropriate instructions are received to the contrary. Petitioner will not receive future correspondence

1 Mail Stop Petition, Commissioner for Patents, United States Patent and Trademark Office, P.O. Box 1450, Alexandria, VA, 22313-1450.

2 Customer Window, Randolph Building, 401 Dulaney Street, Alexandria, VA, 22314.

3 (571) 273-8300- please note this is a central facsimile number.

4 <https://portal.uspto.gov/authenticate/authenticateuserlocalepf.html>

related to this application unless Change of Correspondence Address, Patent Form (PTO/SB/122) is submitted for the above-identified application. For Petitioner's convenience, a blank Change of Correspondence Address, Patent Form (PTO/SB/122), may be found at <http://www.uspto.gov/web/forms/sb0122.pdf>.

Telephone inquiries regarding *this decision* should be directed to the undersigned at (571) 272-3225⁵. All other inquiries concerning examination procedures or status of the application should be directed to the Technology Center.

/Paul Shanowski/
Paul Shanowski
Senior Attorney
Office of Petitions

Encl. Office communication

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5 Petitioner will note that all practice before the Office should be in writing, and the action of the Office will be based exclusively on the written record in the Office. See 37 C.F.R. § 1.2. As such, Petitioner is reminded that no telephone discussion may be controlling or considered authority for any further action(s) of Petitioner.